

UNITED STATES BANKRUPTCY COURT

PROOF OF CLAIM

Name of Debtor: JENNIFER CONVERTIBLES INC

Case Number: 10-13779

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property): BERNICE ANDERSON MICHAEL HILL

Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent: 23 BENTHAM RD #2 DORCHESTER MA 02122

Court Claim Number: (If known)

Telephone number: 617 825 2522 / 781 244 3456

Filed on:

Name and address where payment should be sent (if different from above):

SAME AS ABOVE

RECEIVED

AUG 22 2011

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Telephone number:

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: \$ 2,174.98 BMC GROUP

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

2. Basis for Claim: PLS SEE ATTACHED DOC. "A"

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

3. Last four digits of any number by which creditor identifies debtor: 4463 PLS SEE DOC "B"

Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Nature of property or right of setoff: Real Estate Motor Vehicle Other

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

*Amou 4/1/13 respec the da

Jennifer Convertibles 00404

Date: 8/10/11

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

MICHAEL HILL BERNICE ANDERSON

FOR COURT USE ONLY

AUG 15 2011

DOC "A"

Bernice Anderson-Hill
23 Bentham Rd #1 617-825-2522

January 26, 2010

Director of Customer Care
Jennifer Industries
419 Crossways Park Drive
Woodbury, NY 11797
Company Phone: (516) 496-1900

Dear Jennifer Convertibles Inc.:

Under the provisions of Massachusetts General Laws, Chapter 93A, Section 9, I hereby make written demand for relief as outlined in that statute. On or about August 18, 2009, the following unfair or deceptive act occurred: I came into your West Roxbury Store located on 1524 VFW Parkway Route 1 on April 28, 2008 and deposited \$500.00 of my hard earned dollars on a living room set A Bluto 3 piece sectional 0638-29 valued at the time \$1,899.90. At that time I dealt with sales associate Randy. Who by the way was not very helpful at all he did not greet me when I entered the store which in a crowded situation I could understand but the store was empty. I was told at the time of the deposit that the item that I paid on would not be ready until the fall. Over the course of the year I have come in and made payments on my layaway. So when the time came around for my shipment to be ready for delivery I received a call from a sales rep telling me that my layaway item would not be delivered in fact the news was that the set I had paid on was accidentally sold to another customer.

So I came back into the store spoke with yet another incompetent salesrep Ahmed and was convinced to pick out another set and that set would be delivered with no problem so I ended up picking out a ruben leather Blend 4 pc set package for \$1,520.01 but I had to wait for 1 month for my refund check to come from corporate office to clear so that those funds could be moved toward this purchase. So once this finally went through I was told that my item would be delivered on the 6th of October. Why did I receive a phone call this evening October 4th 2009 telling me that the item that was in stock at the time of the purchase is now out of stock and I would not be receiving my item until November 15th, 2009.. I have on more than one occasion spoken to Mr. Mark Helter 800-595-1422 X5808 but that obviously got me no where. This unfair or deceptive act or practice is, in my opinion, declared unlawful by Section 2 of Chapter 93A, As a result of this unfair or deceptive act or practice, I suffered injury or loss of money as follows: {I\$1,581.09}

Therefore, I hereby demand the following relief:

{ \$1,900.00 Payment for Damages }

Chapter 93A gives you the opportunity to make a good-faith response to this letter within thirty (30) days. Your failure to do so could subject you to triple damages, attorney's fees and costs if I decide to institute legal action.

Sincerely,
Mrs. Bernice Anderson-Hill

vB 1

JENNIFER CONVERTIBLES

1524 VFW PARKWAY ROUTE 1
WEST ROXBURY, MA 02132
TEL: 617-325-4891

DELIVER TO: BERNICE HILL-ANDERSON DATE: 4/28
ADDRESS: 52 LINDEN ST SOURCE:
CITY/STATE: DOCHESTER MA ZIP: 02122 APT: 2
DIRECTIONS: DOCHESTER AVE E-MAIL:
PHONE HOME: 617 825 2522 BUS: 617 692 0767

ORDER NUMBER
BWR 34463

SALES ASSOCIATE #
5203
SALES ASSOCIATE
RANDY

QTY VENDOR MODEL DESCRIPTION FABRIC / LEATHER GRADE AMOUNT

1 VENDO BLOTO 3PC SECTIONAL 0638 29 RUBEN STEBER RECLINER W/ENGL 1899 99

117

32" FOR DOOR

YES! I want The UpholsterySHIELD Fabric / Leather Protection Plan

NO. I decline and assume all responsibility for stains to the fabric / leather after delivery. X

ALL FLOOR MODEL SALES ARE FINAL SALES - SOLD AS IS NO RETURNS - NO RETURNS CUSTOMER HAS INSPECTED BED ANY DAMAGES YES NO

ALLOW APPROXIMATELY TO WEEKS FOR DELIVERY

WEEKS FOR DELIVERY

FINANCING PROGRAM

APPROXIMATE MEASUREMENTS
L D H
L D H
L D H

WALK-UP CHARGE: \$5.00 PER PIECE
PER FLIGHT, AFTER THE FIRST FLIGHT
PAYABLE TO THE DRIVER
CASH ONLY

DISASSEMBLY CHARGE \$199.99
Responsibility for the size of merchandise in regard to home delivery remains with the buyer.

Our delivery service cannot walk-up furniture past the 6th floor.

If financed, I acknowledge receipt of the goods and/or services described under the terms and condition of the following Credit Card Account Agreement

Jennifer H. Johnson

Thank You For Your Patronage.
www.jennifurfurniture.com

| | | |
|---|------|----|
| MDSE TOTAL | 1899 | 99 |
| TAX | 95 | |
| DELIVERY | 179 | 99 |
| TOTAL | 2174 | 98 |
| DEP CASH <input type="checkbox"/> CHANGE CARD <input checked="" type="checkbox"/> | 500 | |
| CHECK <input type="checkbox"/> APPLIED # | | |
| BALANCE | 1674 | 98 |
| DEP CASH <input type="checkbox"/> CHANGE CARD <input checked="" type="checkbox"/> | 300 | |
| CHECK <input type="checkbox"/> APPLIED # | | |
| BALANCE | 1174 | 98 |
| DEP CASH <input type="checkbox"/> CHANGE CARD <input checked="" type="checkbox"/> | 300 | |
| CHECK <input type="checkbox"/> APPLIED # | | |
| BALANCE | 874 | 98 |
| DEP CASH <input type="checkbox"/> CHANGE CARD <input checked="" type="checkbox"/> | | |
| CHECK <input type="checkbox"/> APPLIED # | | |
| BALANCE | | |

AMOUNT FINANCED \$
FINANCE APPROVAL #
1877 DELIVERY DATE 3/11
5/9 "ALL DAY DELIVERY" DELIVERY RESERVATION #
C.O.D.
ALL C.O.D.'S PAYABLE BY CERTIFIED CHECK OR MONEY ORDER ONLY
C.O.D. DATE REC.

FAILURE TO BE HOME FOR DELIVERY WILL RESULT IN A FULL REDELIVERY CHARGE

JENNIFER CONVERTIBLES CAN NOT ACCEPT ANY CLAIMS FOR PROPERTY DAMAGE NOT REPORTED AT THE TIME OF THIS DELIVERY

PROCESSED BY

**TRIAL COURT OF THE COMMONWEALTH OF MASSACHUSETTS
BOSTON MUNICIPAL COURT DEPARTMENT - CENTRAL DIVISION**

9/1

Hill, Michael and
Anderson, Bernice

Petitioners,

(Civil Case No. 2010 01 SC 002238)

vs.

Jennifer Convertibles, Inc.,

Respondent.

2010 AUG 23 12
CIVIL BUSINESS

SUGGESTION OF BANKRUPTCY

Respondent, Jennifer Convertibles, Inc., shows that Respondent has filed a petition for relief under Title 11, United States Code, in the United States Bankruptcy Court for the Southern District of New York that has been assigned case number 10-13779 (jointly administered), and relief was ordered on July 18, 2010 and suggests that this action has been stayed by the operation of Title 11 U.S.C. §362.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Michael S. Fox

Michael S. Fox
Jordanna L. Nadritch
Jayme M. Bethel
Olshan Grundman Frome Rosenzweig &
Wolosky LLP
Park Avenue Tower
65 East 55th Street
New York, New York 10022
212 451-2300
Bankruptcy Counsel for Respondent

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